

1

2 The Honorable Marsha J. Pechman

3
4 UNITED STATES DISTRICT COURT FOR THE
5 WESTERN DISTRICT OF WASHINGTON
6 AT SEATTLE

7 RYAN KARNOSKI, et al.,

8 Plaintiffs,

9 v.

10 DONALD J. TRUMP, et al.,

11 Defendants.

12 CASE NO. 2:17-cv-01297 (MJP)

13
14 **JOINT STIPULATION AND
[PROPOSED] ORDER SETTING
BRIEFING SCHEDULE**

15
16 **NOTED FOR CONSIDERATION:
TODAY**

17 WHEREAS, Plaintiffs filed this action challenging the Government's policy on
18 military service by transgender individuals on August 28, 2017, ECF No. 1, and filed a
19 motion for a preliminary injunction on September 14, 2017, ECF No. 32.

20 WHEREAS, Defendants plan to file a cross-motion to dismiss on jurisdictional
21 grounds with their opposition to Plaintiffs' motion for a preliminary injunction.

22 WHEREAS, Local Civil Rule 7(k) states that parties anticipating filing cross-
23 motions are encouraged to agree on a briefing schedule and to submit it to the court for
24 approval through a stipulation and proposed order.

25 WHEREAS, the parties have agreed to a briefing schedule for Plaintiffs' motion
26 for a preliminary injunction and Defendants' anticipated motion to dismiss.

27 NOW THEREFORE, the parties, through their respective counsel of record, do
28 hereby stipulate and agree, and respectfully request, that the Court enter the following
order:

1

2 1. Defendants shall file their opposition to Plaintiffs' motion for a preliminary
3 injunction and motion to dismiss by October 16, 2017;

4 2. Plaintiffs shall file their reply in support of their motion for a preliminary
5 injunction and opposition to Defendants' motion to dismiss by November 1, 2017; and

6 3. Defendants shall file their reply in support of their motion to dismiss by
7 November 9, 2017.

8
9 SO STIPULATED

10 DATED this 21st day of September, 2017.

11 *s/ Samantha Everett*

12 Derek A. Newman, WSBA #26967

13 Samantha Everett, WSBA #47533

14 Newman Du Wors, LLP

15 2101 Fourth Ave., Ste. 1500

16 Seattle, WA 98121

17 (206) 274-2800

18 Seattle, WA 98121

19 (206) 274-2800

20 Tara Borelli, WSBA #36759

21 tborelli@lambdalegal.org

22 Jon W. Davidson (admitted pro hac vice)

23 Camilla B. Taylor (admitted pro hac vice)

24 Peter C. Renn (admitted pro hac vice)

25 Natalie Nardecchia (admitted pro hac vice)

26 Sasha Buchert (admitted pro hac vice)

27 Kara Ingelhart (admitted pro hac vice)

28 Carl Charles (admitted pro hac vice)

29 LAMDBA LEGAL DEFENSE AND

30 EDUCATION FUND, INC

31 730 Peachtree Street NE, Ste. 640

32 Atlanta, GA 30308

33 (404) 897-1880

34 Peter Perkowski (admitted pro hac vice)

JOINT STIPULATION
2:17-cv-01297-MJP

United States Department of Justice
Civil Division,
Federal Programs Branch
950 Pennsylvania Ave, NW,
Rm 7326
Washington, DC 20530

1
2 OUTSERVE-SLDN, INC.

3 James F. Hurst, P.C. (admitted pro hac vice)
4 Jordan Heinz (admitted pro hac vice)
5 Scott Lerner (pro hac vice pending)
6 Vanessa Barsanti (pro hac vice pending)
7 Daniel I. Siegfried (pro hac vice pending)
KIRKLAND & ELLIS LLP
8 300 N. LaSalle
Chicago, IL 60654
(312) 862-2000

9
10 Attorney for Plaintiffs

11 SO STIPULATED

12 DATED this 21st day of September, 2017.
13

14 ANNETTE L. HAYES
United States Attorney

15
16 CHAD A. READLER
Acting Assistant Attorney General,
Civil Division

17
18 ANTHONY J. COPPOLINO
Deputy Director, Federal Programs Branch

19
20 *s/Ryan B. Parker*
RYAN B. PARKER
(Utah Bar # 11724)
Senior Trial Counsel
21 United States Department of Justice
22 Civil Division, Federal Programs Branch
23 950 Pennsylvania Ave, NW, Rm 7326
24 Washington, DC 20530
25 Tel: (202) 514-4336; Fax: (202) 616-8202
26 ryan.parker@usdoj.gov

27
28 Attorneys for Defendants

1

2 **ORDER**

3

4 IT IS SO ORDERED.

5

6

7 DATED this _____ day of _____, 2017.

8

9

10

11

12

13

14 United States District Judge

15 Marsha J. Pechman

16

17

18

19

20

21

22

23

24

25

26

27

28

1

2 CERTIFICATE OF SERVICE

3 The undersigned hereby certifies that he is an attorney at the United States
4 Department of Justice and is a person of such age and discretion as to be competent to
5 serve papers;

6 It is further certified that on September 21, 2017, I electronically filed the
7 foregoing with the Clerk of the Court using the CM/ECF system, which will send
8 notification of such filing to the following CM/ECF participant(s):

9 Camilla B Taylor Ctaylor@lambdalegal.Org
10 Carl Charles Ccharles@lambdalegal.Org
11 James F. Hurst James.Hurst@kirkland.Com
12 Jon W Davidson Jdavidson@lambdalegal.Org
13 Kara N. Ingelhart Kingelhart@lambdalegal.Org
14 Natalie Nardecchia Nnardecchia@lambdalegal.Org
15 Peter E Perkowski Peterp@outserve.Org
16 Peter C Renn Prenn@lambdalegal.Org
17 Sasha J Buchert Sbuchert@lambdalegal.Org
18 Tara Borelli Tborelli@lambdalegal.Org
19 Derek Alan Newman Derek@newmanlaw.Com
20 Samantha Everett Samantha@newmanlaw.Com

21 Dated this 21st day of September, 2017.

22 s/Ryan B. Parker
23 RYAN B. PARKER
24 (Utah Bar # 11724)
25 Senior Trial Counsel
26 United States Department of Justice
27 Civil Division, Federal Programs Branch
28 950 Pennsylvania Ave, NW, Rm 7326
 Washington, DC 20530
 Tel: (202) 514-4336
 Fax: (202) 616-8202
 ryan.parker@usdoj.gov